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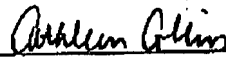
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Anne R. Kubelik, Art Unit 1638.

on August 22, 2007
Date



Signature

Cathleen M. Collins

Type or print name of person signing Certificate

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Application No.: 10/659,199
Filing Date: September 10, 2003
Title: Nucleic Acid Encoding A Wheat Brittle-1 Homolog
First Named Inventor: Stephen M. Allen
Attorney Docket: BB1157 US.CNT

- Coverletter
- Statement Under 37 CFR 3.73(b)
- Power of Attorney

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEPHEN M. ALLEN et al.

CASE NO: BB1157 US CNT

SERIAL NO: 10/659,199

GROUP ART UNIT: 1638

FILED: SEPTEMBER 10, 2003

EXAMINER: ANNE R. KUBELIK

FOR: NUCLEIC ACID ENCODING A
WHEAT BRITTLE-1 HOMOLOG

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit a Statement Under 37 CFR 3.73(b) and Power of Attorney in the above-identified case. Applicants note that the assignment referred to in the Statement Under 37 CFR 3.73(b) is that of USSN 09/796,766 from which the above identified application took priority.

Date: August 22, 2007

By:

Jeff Safran
Jeffrey Safran
Attorney for Applicants
Reg. No.: 54,689
Telephone: (302) 984-6132
Facsimile: (302) 658-1192

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PTO/SB/96 (04-07)

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: E.I. duPont de Nemours and CompanyApplication No./Patent No.: 10/659,199 Filed/Issue Date: September 10, 2003Entitled: Nucleic acid encoding a wheat brittle-1 homologE.I. duPont de Nemours and Company

(Name of Assignee)

a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011941, Frame 0695, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Miriam O. McConnahey
Signature

22 August 2007
Date

Miriam O. McConnahey(302) 992-2493

Printed or Typed Name

Telephone Number

Assistant Secretary - Patent Board

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	10/659,199
Filing Date	September 10, 2003
First Named Inventor	Stephen M. Allen
Title	A Nucleic Acid Encoding A Wheat Brittle-1 Homolog
Group Art Unit	1638
Examiner Name	Anne R. Kubelik
Attorney Docket Number	BB1157 US CNT

I hereby appoint:

☒ Practitioners at Customer Number

26691

26691

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
 Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name	Miriam D. Meconnahey
Signature	<i>Miriam D. Meconnahey</i>
Date	22 August 2007

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 form are submitted.

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